5611709/2022/TAPPAL-REV01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Revenue Department - Sri Narava Sivannarayana, Tahsildar, Garividi Mandal, Vizianagaram District - Initiation of disciplinary proceedings under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 – Articles of charge - Issued.

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REVENUE (VIGILANCE.I) DEPARTMENT

G.O.Rt.No.761 **Dated:30-11-2021**

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ORDER:

It is proposed to hold an enquiry against Sri Narava Sivannarayana, Tahsildar, Garividi Mandal, Vizianagaram District in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure- I). A statement of imputations of misconduct / misbehaviour in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charge proposed to be sustained are also enclosed (Annexures-III & IV).

3. Sri Narava Sivannarayana, Tahsildar, Garividi Mandal, Vizianagaram District is directed to submit, within 10 days from the date of receipt of this order, a written statement of his defence.

4. Sri Narava Sivannarayana, Tahsildar, Garividi Mandal, Vizianagaram District is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri Narava Sivannarayana, Tahsildar, Garividi Mandal, Vizianagaram District is further informed that if he does not submit his written statement of defence on or before the date specified in para3 above, further action will be processed based on the material available.

6. Attention of Sri Narava Sivannarayana, Tahsildar, Garividi Mandal, Vizianagaram District is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that Sri Narava Sivannarayana, Tahsildar, Garividi Mandal, Vizianagaram District is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of the Order be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V. USHA RANI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri Narava Sivannarayana, Tahsildar, Garividi Mandal, Vizianagaram District (through the Chief Commissioner of Land Administration, A.P., Vijayawada.)
The Chief Commissioner of Land Administration, A.P., Vijayawada (with a request to serve the order on the individual and furnish served copy of this G.O. within a week).
The Director General, Anti Corruption Bureau, A.P., Vijayawada
Copy to:
The District Collector, Vizianagaram District .
S.F./S.C.

// FORWARDED BY ORDER //

SECTION OFFICER

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ANNEXURE –I

STATEMENT OF ARTICLES OF CHARGE FRAMED AGAINST SRI NARAVA SIVANNARAYANA, TAHSILDAR, GARIVIDI MANDAL, VIZIANAGARAM DISTRICT

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That Sri Narava Sivannarayana, Tahsildar, Garividi Mandal, Vizianagaram District, (hereinafter referred as Government Servant) while functioning as such during the period between 30.07.2020 to 17.05.2021(till the date of trap) committed grave misconduct in as much as:

Article 1:

That the Government servant failed to ensure downloading the replacement of old Pattdadhar passbook application of Sri Palla Adiyya and entrust it to concerned Village Revenue Officer for further processing. The above-mentioned lapse enabled Sri Debarki Abaddam, Village Revenue Officer, Tatiguda Cluster, I/c Bondapalli Cluster, Garividi Mandal, Vizianagaram District to directly receive the application of Sri Palla Adiyya from Sri Palla Seetharam and demand bribe from Sri Palla Seetharam without getting even entrustment through proper channel and also failed supervising the work of D.Abaddam, VRO.

Thus Sri Narava Sivannarayana, S/o late Satyam, age 50 years, Tahsildar, Garividi Mandal, Vizianagaram District by his above-mentioned acts exhibited lack of devotion to duty, failed to maintain integrity, behaved in a manner unbecoming of a Govt. servant and brought down the prestige of the Government and thereby contravened Rule 3 (1) &(2) of APCS (conduct)Rules, 1964.Besides, he failed to ensure the integrity and devotion to duty by his subordinate despite being a supervisory officer and thereby contravened Rule 3(5) of APCS (Conduct) Rules, 1964.

V. USHA RANI
PRINCIPAL SECRETARY TO GOVERNMENT

// FORWARDED BY ORDER //

SECTION OFFICER

ANNEXURE –II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOR IN SUPPORT OF THE ARTICLES OF CHARGES FRAMED AGAINST SRI NARAVA SIVANNARAYANA, TAHSILDAR, GARIVIDI MANDAL, VIZIANAGARAM DISTRICT

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Sri Narava Sivannarayana, S/o late Satyam is a native of Kanapaka, Vizianagaram Town, Vizianagaram District.His date of birth is 15.06.1971. He entered into Government service on 17.07.1996 as a Typist. He worked in the same capacity at the O/o Tahsildar, G.L.Puram Mandal, Mentada Mandal, and Collector's Office, Vizianagaram. He was promoted as a senior Assistant on 13.01.2005 and worked in the same capacity at Collector's Office, Vizianagaram, Revenue Divisional Office, Vizianagaram, and worked as Mandal Revenue Inspector at the O/o Tahsildar, Gantuada Mandal, Vizianagaram District. He was promoted as Deputy Tahsildar on 31.01.2009 and worked in the same capacity at the O/o Tahsildar, Bobbili Mandal, O/o SDC(LA), TBP Unit III, Parvathipuram, O/o Tahsildar Kurapam Mandal, O/o Tahsildar, Garugubilli Mandal, O/o Tahsildar, Terlam Mandal of Vizianagaram District. He was promoted as Tahsildar on 20.07.2019 and worked in the same capacity at O/o Tahsildar, Parvathipuram, Vizianagaram District and presently working as Tahsildar, Garividi Mandal, Vizianagaram District from 30.07.2020 to till date. He is due to retire on attaining the age of superannuation on 30.06.2031. He is hereinafter referred to as Government Servant (G.S).

Charge 1 :

That the Government servant failed to ensure downloading the replacement of old Pattdadhar passbook application of Sri Palla Adiyya and entrust it to concerned Village Revenue Officer for further processing. The above-mentioned lapse enabled Sri Debarki Abaddam, Village Revenue Officer, Tatiguda Cluster, I/c Bondapalli Cluster, Garividi Mandal, Vizianagaram District to directly receive the application of Sri Palla Adiyya from Sri Palla Seetharam and demand bribe from Sri Palla Seetharam without getting even entrustment through proper channel and failed to supervise the work of VRO Sri D.Abaddam.

Facts and Evidence:

That on 15.05.2021 Sri Palla Seetharam, S/o Adiyya, age 22 years, Siridevipuram Village, Merakamudidam Mandal, Vizianagaram District came to the office of the DSP, ACB, Vizianagaram and presented a written complaint stating thathis father Sri Palla Adiyya purchased agricultural land to an extent of Ac.6.83 Cents at Bondapalli Village, Garividi Mandal, Vizianagaram District long ago. The Pattadhar Passbook of that land was damaged. On 07.05.2021 he filed an application in the name of his father at Meeseva Centre, Boddam Village for the replacement of the old Pattadhar passbook. On 13.05.2021, he met Sri Abaddam, Village Revenue Officer, Bondapalli Cluster, gave the Meeseva receipt, old Pattadhar Passbook of that land, and other related papers to him, and asked him to process his application for replacement of the old Pattadhar passbook. Then the VRO Sri Abaddam has verified the Meeseva receipt, the Pattadhar Passbook and told him that the entire work of replacement of the old Pattadhar Passbook is to be done by himself, he will process the file only if the complainant pays the bribe amount of Rs. 3,000/-. On that, the complainant told him that why should he pay the bribe amount as their records are correct and left from there. Again on 15.05.2021 afternoon at 1400 hours, the complainant met the VRO Sri Abaddam at his residence at Garividi Village and asked him to process the work of replacement of the old Pattadhar passbook. Then the VRO informed him that he will process the file only if he pays the demanded bribe amount of Rs. 3,000/- otherwise he won't do the work. As the complainant didn't have sufficient money, the VRO insisted the complainant to pay an advance of Rs. 1,000/-, and pay the reaming bribe amount of Rs. 2,000/- may be paid to him at his office. The complainant recorded verbal conversationsbetween him and the VRO on a memory card. Later the complainant copiedthe conversation from that memory card to another memory card:Even though he is not willing to pay the bribe amount to the VRO Sri Abaddam, he reluctantly agreed to pay the demanded bribe to him as there is no other way to get his work and paid a bribe of Rs. 1,000/- to VRO as advance at the O/o Tahsildar, Garividi on 15.05.2021 afternoon. The VRO received the same and asked the complainant to hand over the remaining bribe of Rs. 2,000/- within 2 - 3 days.

That after observing all legal formalities, the DSP, ACB, Vizianagaram registered the complaint of the complainant as a case in Cr. No. 03/RCTVZM/2021 under section 7(a) of The Prevention Of Corruption (Amendment) Act, 2018 (Act 16 of 2018)on17.05.2021 at 07.00 hours and took up investigation.

(P.T.O)

On 17.05.2021, the DSP, ACB, Vizianagaram secured the presence of two respectable mediators and conducted the pre-trap proceedings at the Office of DSP, ACB, Vizianagaram Range on 17.05.2021 0730 hours to 0900 hours in the presence of mediators and a trap was arranged against the AO-1 on 17.05.2021.

On 17.05.2021 at 1130 hours Sri Debarki Abaddam, Village Revenue Officer, Bondapalli Cluster was successfully trapped by the ACB officials when he further demanded and accepted the bribe amount of Rs. 2,000/- from the complainant for showing the above said official favor i.e "to process and recommend the online application of the father of the complainant to issue new Pattadhar passbook as the old Pattadhar Passbook got damaged". The chemical test was conducted on both the hand fingers of the Village revenue Officer Sri Debarki Abaddam yielded positive results. The tainted currency notes were recovered from the possession of the VRO Sri Debarki Abaddam from his shirt's left side front pocket. The serial numbers of the recovered currency notes were tallied with the serial numbers of the currency notes mentioned in pre-trap proceedings. The inner linings of his shirt's left side front pocket of VRO from where the tainted currency was recovered were also subjected to the chemical test and the test yielded positive result. The DSP secured the resultant solutions into three separate bottles, and the tainted currency notes andthe shirt of VRO and seized under the cover of the mediator's report. The DSP also seized a sample of sodium carbonate powder used in the chemical test under the cover of the mediator's report.

During post trap proceedings, at the request of the DSP, ACB, the Sri Debarki Abaddam, Village Revenue Officer, Bondapalli Cluster produced the official favor file of Sri Palla Adiyya in the presence of the mediators and Mandal Revenue Inspector. At the request of DSP, ACB, Vizianagaram, Mandal Revenue Inspector perused the file and furnished the particulars.

During post trap proceedings the DSP, ACB sized the official favor file containing attested copy of the replacement of Pattadhar passbook application of Sri Palla Adiyya and its enclosures and old Pattadar passbook for investigation.

During the investigation, Inspector, ACB, Vizianagaram examined the witnesses and also obtained documentary evidence. The oral and documentary evidence available on record is sufficient to substantiate the allegation of demand and acceptance of bribe amount of Rs.2,000/- by the Accused Officer from the complainant for doing an official favor. Thus AO has committed the offense punishable U/s 7 (a) of the P.C. Act, 1988 (As amended by Act 16 of 2018).

During the investigation, the Inspector, ACB, Vizianagaram secured and examined the following witnesses.

1. Sri Kandi Atchutarao Naidu, S/o Late Appala Ramu, Age; 53 Years, Mandal Revenue Inspector, O/o the Tahsildar, Garividi Mandal, Vizianagaram District: - He stated that he perused the official favor file of Sri Palla Adiyya. As per the file, it is noticed that Sri Debarki Abaddam, Village Revenue Officer directly received the file from the complainant. There is no endorsement of the Tahsildar on the file. The Tahsildar did not download the file from the web land portal and was not endorsed to Village Revenue Officer for further processing.

2. Smt. Chintada Sobharani, W/o Palakeeti Kannaiah, age 32 Years, Deputy Tahsildar, Garividi Mandal, Vizianagaram District:- She stated that she perused the official favor file of Sri Palla Adiyya. As per the file, it is noticed that Sri Debarki Abaddam, Village Revenue officer directly received the file from the complainant. There is no endorsement of the Tahsildar on the file. The Tahsildar did not download the file from the web land portal and was not endorsed to Village Revenue Officer for further processing. At the request of DSP, ACB she got downloaded the said application through the computer operator and handed it over to DSP, ACB.Tahsildar has to download and verify the documents submitted at the Meeseva kiosk operator as per Guidelines on the issuance of e-Pattadar Passbook.

3. Smt. Polipalli Simhachalam, W/o Jami Purna Chandra Sekhar, 42 Years, Computer Operator (Outsourcing), O/o the Tahsildar, Garividi Mandal, Vizianagaram District:- She stated that she has to download the applications that were uploaded at meeseva center for mutation, replacement of Pattadhar passbooks, etc and submit them to Tahsildar for further process. She further stated that she would download only those applications that were said to be downloaded by the Tahsildar and the remaining applications will not be downloaded till she would get instructions from Tahsildar.Tahsildar did not issue instructions to her to download the application of Sri Palla Adiyya. On 17.05.2021, Deputy Tahsildar, Garividi asked her to open the web land portal and download the replacement of the old Pattadhar Passbook application of Sri

(P.T.O)

Palla Adiyya.Then she opened the web land portal and it was found that the said application was not downloaded. She downloaded the said application and handed it to Deputy Tahsildar in the presence of mediators and ACB Officials. As per the Web land portal, Sri Palla Adiyya applied for the replacement of the old Pattadhar Passbook on 07.05.2021 through Meeseva.

4. Smt. B. Padmavathi, Special Deputy Collector (KRCC), Collector's Office, Vizianagaram: - She stated that Tahsildar has to download and verify the documents submitted at Meeseva kiosk operator as per Guidelines on the issuance of e-Pattadhar Passbook.

5. Sri Palla Seetharam (complainant):- He stated that the Sri Debarki Abaddam, VRO, Bondapalli Cluster received the original application of his father from him and demanded bribe to process his application.

During the investigation, Inspector ACB, Vizianagaram obtained the following documentary evidence from the concerned.

1. Letter Rc. No. 1564/2021/SDT-1/KRRC, Dt. 25.06.2021, Collector's Office, Vizianagaram:- It reveals the Guidelines on the issuance of e-Pattadar . Asper the Guidelines on the issuance of e-Pattadar passbook,the Tahsildar has to download and verify the documents submitted at Meeseva Kiosk.

2. Replacement of Pattadhar Passbook application vide RPP No. TARPP012101484396 and its enclosures of Sri Palla Adiyya (Made up file-1):- It reveals that the Government Servant did not download the replacement of Pattadhar passbook application of Sri Palla Adiyya and not endorsed the same to Sri Debarki Abaddam, Village Revenue Officer, Bondapalli cluster for further processing.

3. Copy of Replacement of Pattadhar Passbook application and its enclosures of Sri Palla Adiyya which was downloaded on 17.05.2021(Made up file-2):- It proves thatGovernment Servant did not download the replacement of Pattadhar passbook application of Sri Palla Adiyya and not endorsed the same to Village Revenue Officer, for further processing.

4. Post trap proceedings drafted in Cr.No. 03/RCTACB/VZM/2021:- It reveals the facts of post trap proceedings, seizure of made-up file, etc., facts.

Hence the charge against the Government Servant that he failed to ensure downloading the replacement of old Pattadhar passbook application of Sri Palla Adiyya and entrust it to Sri Debarki Abaddam, Village Revenue Officer for further processing. The above-mentioned lapse enabled Sri Debarki Abaddam, Village Revenue Officer, Tatiguda Cluster, I/c Bondapalli Cluster, Garividi Mandal, Vizianagaram District to directly receive the replacement of the old Pattadhar passbook application of Sri Palla Adiyya from Sri Palla Seetharam and demand bribe from Sri Palla Seetharam without getting even entrustment through proper channel.

Thus the Government servant Sri Narava Sivannarayana, S/o late Satyam, age 50 years, Tahsildar, Garividi Mandal, Vizianagaram District by his abovementioned acts has exhibited lack of integrity, devotion to duty and conduct unbecoming of a Government servant and thereby contravened Rule 3(1)& 3(2) of AP Civil Service (Conduct) Rules, 1964. Besides, he failed to ensure the integrity and devotion to duty by his subordinate despite being a supervisory officer, and thereby he also contravened Rule 3(5) of APCS (Conduct) Rules, 1964.

Thus the Government servant Sri Narava Sivannarayana, S/o late Satyam, age 50 years, Tahsildar, Garividi Mandal, Vizianagaram District rendered himself for regular departmental enquiry.

V. USHA RANI
PRINCIPAL SECRETARY TO GOVERNMENT

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ANNEXURE –III

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGES FRAMED AGAINST SRI NARAVA SIVANNARAYANA, TAHSILDAR, GARIVIDI MANDAL, VIZIANAGARAM DISTRICT ARE PROPOSED TO BE SUSTAINED.

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1. **Copy of Post Trap Proceedings:-** It reveals the facts of post trap proceedings etc facts.

2. **Letter Rc. No. 1564/2021/SDT-1/KRRC, Dt. 25.06.2021, Collector's Office, Vizianagaram**:- it reveals that as per Guidelines on the issuance of e-Pattadhar passbook the Tahsildar has to download and verify the documents submitted at Meeseva Kiosk, etc., facts.

3. **Copy of Replacement of Pattadhar Passbook application vide RPP No. TARPP012101484396 and its enclosures of Sri Palla Adiyya (official favor file)**:- It reveals that the Government Servant did not download the replacement of Pattadhar application of Sri Palla Adiyya and not endorsed the same to Village Revenue Officer. for further processing.

4. **Copy of Replacement of Pattadhar Passbook application and its enclosures of Sri Palla Adiyya which was downloaded on 17.05.2021:-** it proves that Government Servant did not download the replacement of Pattadhar application of Sri Palla Adiyya and not endorsed the same to Village Revenue Officer, for further processing.

V. USHA RANI
PRINCIPAL SECRETARY TO GOVERNMENT

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ANNEXURE –IV

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGE FRAMED AGAINST SRI NARAVA SIVANNARAYANA, TAHSILDAR, GARIVIDI MANDAL, VIZIANAGARAM DISTRICT ARE PROPOSED TO BE SUSTAINED.

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1) **Sri Kandi Atchutarao Naidu, S/o Late Appala Ramu, Age; 53 Years, Mandal Revenue Inspector, O/o the Tahsildar, Garividi Mandal, Vizianagaram District**: - He will speak to the fact that as per official file, Sri Debarki Abaddam, Village Revenue Officer directly received the file from the complainant. There is no endorsement of the Tahsildar on the file. The Tahsildar did not download the file from the web land portal and was not endorsed to Village Revenue Officer, for further processing, etc., facts.

2) **Smt. Chintada Sobharani, W/o Palakeeti Kannaiah, age 32 Years, Deputy Tahsildar, Garividi Mandal, Vizianagaram District:-** She will speak to the fact that as per the official favor file, Sri Debarki Abaddam, Village Revenue officer directly received the file from the complainant. The Tahsildar did not download the file from the web land portal and was not endorsed to Village Revenue Officer for further processing. At the request of DSP, ACB she got downloaded the said application through the computer operator and handed it over to DSP, ACB. Tahsildar has to download and verify the documents submitted at the Meeseva kiosk operator as per the Guidelines on the issuance of e-Pattadar Passbook.

3) **Smt. Polipalli Simhachalam, W/o Jami Purna Chandra Sekhar, 42 Years, Computer Operator (Outsourcing), O/o the Tahsildar, Garividi Mandal, Vizianagaram District**:- She speaks to the facts that she would download only those applications that were said to be downloaded by the Tahsildar and the remaining applications will not be downloaded till she would get instructions from Tahsildar. Tahsildar did not issue instructions to her to download the application of Sri Palla Adiyya. On 17.05.2021, as per the instructions of Deputy Tahsildar, Garividi opened the web land portal and downloaded the application of Sri Palla Adiyya, and handed it to her in the presence of mediators and ACB Officials, etc., facts.

4) **Smt. B. Padmavathi, Special Deputy Collector (KRCC), Collector's Office, Vizianagaram**: - She stated that Tahsildar has to download and verify the documents submitted at Meeseva kiosk operator as per Guidelines on the issuance of e-Pattadhar Passbook.

5) **Sri Palla Seetharam (complainant):-** He stated that the Sri Debarki Abaddam, VRO, Bondapalli Cluster received the original application of his father from him and demanded bribe to process his application.

6) **Sri Ampalam Tirupati Rao, S/o Late Appa Rao, 53 Years, Agriculture Officer, Farmers Training Centre, Vizianagaram (Mediator-1):-** He will speak about the post trap proceedings, seizure of records, etc., facts.

7) **Sri. Kambala Kalyan Kanth, S/o Suryanarayana, 46 Years, Senior Assistant, O/o Joint Director of Agriculture, Vizianagaram District, (Mediator-2):-** He will speak about the post trap proceedings, seizure of records, etc., facts.

8) **Sri. K. Satish Kumar, Inspector of Police, Anti Corruption Bureau, Vizianagaram Range, Vizianagaram (Investigation Officer):-** He will speak about his conducting investigation, etc., facts.

V. USHA RANI
PRINCIPAL SECRETARY TO GOVERNMENT

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